

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

**ERNESTO D. CONTRERAS and
DAVID J. BARRAGAN,**

Defendants.

8:16CR153

ORDER

This matter is before the court on defendant Ernesto D. Contreras' unopposed Motion to Continue Trial [79]. Counsel needs additional time to resolve issues and explore plea negotiations. The defendant has complied with NECrimR 12.1(a). For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [79] is granted, as follows:

1. The jury trial, **for both defendants**, now set for September 13, 2016 is continued to **October 25, 2016**.

2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 25, 2016**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED September 1, 2016.

BY THE COURT:

s/ F.A. Gossett, III
United States Magistrate Judge